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February 19, 2016

Honorable Roslynn R. Mauskopf  
District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Moskowitz v. Forster & Garbus, LLP  
15-cv-05265 (RRM)(LB)

Dear District Judge Mauskopf:

I am counsel for Forster & Garbus, LLP, the Defendant named in the above-entitled action. I write in compliance with Your Honor's Order requiring the Defendants to advise as to how to proceed with motion practice (Dkt. No. 22).

The Plaintiff has filed an Amended Complaint (Dkt. No. 23) which names only my client as a Defendant. The Amended Complaint sets forth the same allegations as the Complaint in regard to the Fair Debt Collection Practices Act (FDCPA). I refer Your Honor to my letter dated November 4, 2015 requesting a pre-motion conference for the purpose of allowing my client to file a motion to dismiss the Complaint pursuant to Fed. R. Civ. P. 12(b)(6) (Dkt. No. 6). I incorporate by reference herein the same facts and legal arguments as are set in my letter dated November 4, 2015. Thus, the Defendant wishes to file a motion to dismiss the Amended Complaint pursuant to Fed. R. Civ. P. 12(b)(6) and respectfully requests that Your Honor set a briefing scheduling in regard thereto.

Respectfully submitted,

/ s / *Robert L. Arleo*

Robert L. Arleo

RLA:gra  
cc: All attorneys of records via ECF

